

S/N 10/009,036**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**RECEIVED
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DEC 05 2005

Applicant: Sanberg et al.
Serial No.: 10/009,036
Filed: 9/30/2002
Title: Cell Therapy for Chronic Stroke

Examiner: Kimberly A. Ballard
Group Art Unit: 1649
Docket: LAY-014PCTUS

Response to Restriction Requirement

Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

Dear Colleague:

In response to the Office Action mailed November 4, 2005, Applicants note that the Examiner divided the claims into the following two inventions:

- I. Claims 1-4 and 7-12 (process for improving speech, sensory, motor or cognitive function in a person having a stroke or brain damage comprising administering at least two million neurons); and
- II. Claims 5-6 (pharmaceutical composition of human neuronal cells).

Applicants hereby elect Invention I (the process) or claims 1-4 and 7-12 and hereby cancel claims 5-6 with traverse.

The foregoing is submitted as a full and complete response to the Office Action mailed November 4, 2005. No additional fees are believed to be due, as this paper is being filed on the first week day after one month expired.

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If there are any issues which can be resolved by telephone conference or an Examiner's Amendment, the Examiner is invited to call the undersigned attorney at 480-275-8302.

Respectfully submitted,

Date December 5, 2005By Barbara J. Luther
Barbara J. Luther
Reg. No. 33,954

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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being transmitted by facsimile to 571-273-8300 on this 5th day of December, 2005.

Name: Barbara J. LutherSignature: Barbara J. Luther